

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**DEPUY MITEK, INC.,
a Massachusetts Corporation,**

Plaintiff,

v.

**ARTHREX, INC.,
a Delaware Corporation and**

**PEARSALLS LTD.
a Private Limited Company of
the United Kingdom**

Defendants.

Civil No. 04-12457 PBS

**DePuy Mitek's Local Rule 7.1(a)(2) Certification Of Good Faith Conference In Support Of
Its Reply In Support Of Its Motion To Strike Arthrex's Reliance On Its Own Interrogatory
Contentions and Dr. Mukherjee's TigerWire Opinions In Opposition To DePuy Mitek's
Motion For Summary Judgment of Infringement and No Inequitable Conduct**

Pursuant to Local Rule 7.1(a)(2), DePuy Mitek, Inc.'s counsel certifies that it met and conferred by telephone in good faith with Defendants' counsel on October 12, 2006 to resolve or narrow the issues addressed in Mitek's Reply In Support Of Its Motion To Strike Arthrex's Reliance On Its Own Interrogatory Contentions and Dr. Mukherjee's TigerWire Opinions In Opposition To DePuy Mitek's Motion For Summary Judgment of Infringement and No Inequitable Conduct. The parties were unable to resolve the issues.

Dated: October 12, 2006

DEPUY MITEK, INC.,

By its attorneys,

/s/ Michael J. Bonella

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CERTIFICATE OF SERVICE

I certify that I am counsel for DePuy Mitek, Inc. and that a true and correct copy of:

DePuy Mitek's Local Rule 7.1(a)(2) Certification Of Good Faith Conference In Support Of Its Reply In Support Of Its Motion To Strike Arthrex's Reliance On Its Own Interrogatory Contentions and Dr. Mukherjee's TigerWire Opinions In Opposition To DePuy Mitek's Motion For Summary Judgment of Infringement and No Inequitable Conduct

was served on counsel for Defendants Arthrex, Inc. and Pearsalls Ltd. on this date via the Court's e-mail notification with the following recipients being listed as filing users for Defendants:

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Dated: October 12, 2006

/s/ Michael J. Bonella

Michael J. Bonella